Officer History

Officer Name: Morales, Rafael

Tax ID: Sex: M

Shield: 14062 **Race:**

 Rank:
 POM
 Command:
 267

 DOB:
 Appt Date:
 07/09/2007

Age: Tenure: 13

CCRB#	Report Date	Incident Date	Allegation	Disposition	NYPD Disposition	NYPD Penalty	Command
200918825	12/09/2009	12/03/2009	Abuse - Refusal to provide name/shield number	Unsubstantiated			044
201203839	03/26/2012	03/21/2012	OMN - Failure to prepare a memo book entry	Other Misconduct			044
201211813	09/12/2012	09/09/2012	OMN - Failure to prepare a memo book entry	Other Misconduct			044
201310824	11/18/2013	11/16/2013	OMN - Failure to prepare a memo book entry	Other Misconduct			044
	11/18/2013	11/16/2013	Abuse - Vehicle stop	Unsubstantiated			044
201401872	02/26/2014	02/25/2014	Abuse - Vehicle stop	Unsubstantiated			044
	02/26/2014	02/25/2014	OMN - Failure to prepare a memo book entry	Other Misconduct			044
	02/26/2014	02/25/2014	Abuse - Vehicle search	Unsubstantiated			044
201405143	05/27/2014	05/24/2014	Abuse - Vehicle search	Unsubstantiated			044
	05/27/2014	05/24/2014	Abuse - Search (of person)	Unsubstantiated			044
	05/27/2014	05/24/2014	Abuse - Frisk	Unsubstantiated			044
201602335							
	03/21/2016	03/04/2016	OMN - Failure to prepare a memo book entry	Other Misconduct			044
	03/21/2016	03/04/2016	Abuse - Vehicle stop	Unsubstantiated			044
201609960	12/02/2016	11/26/2016	Abuse - Frisk	Substantiated (Charges)	APU Guilty	Forfeit vacation days	7 044

Confidential Communication. To be used for authorized purposes only

CCRB CTS - Confidential Page 1 of 2

Officer History

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Shield: 14062 Race:

Rank: POM Command: 267

DOB: Appt Date: 07/09/2007

Age: Tenure: 13

CCRB#	Report Date	Incident Date	Allegation	Disposition	NYPD Disposition	NYPD Penalty (Command
201609960	12/02/2016	11/26/2016	OMN - Failure to prepare a memo book entry	Other Misconduct			044
	12/02/2016	11/26/2016	OMN - Failure to produce stop and frisk report	Other Misconduct			044
	12/02/2016	11/26/2016	Abuse - Stop	Substantiated (Charges)	APU Guilty	Forfeit vacation 7 days	7 044
	12/02/2016	11/26/2016	Abuse - Search (of person)	Substantiated (Charges)	APU Guilty	Forfeit vacation 7 days	7 044
201701844	03/09/2017	03/08/2017	Abuse - Vehicle search	Unsubstantiated			044

Total Charges = 25 Total Cases = 11

CCRB CTS - Confidential Page 2 of 2

CCRB INVESTIGATIVE RECOMMENDATION

Investigator:		Team:		CCRB Case #:	▼ F	Force	V	Discourt.		U.S.
		Team #	5	201203839	$\mathbf{\nabla} A$	Abuse	\checkmark	O.L.	\checkmark	Injury
		ļ	27.11					1		
Incident Date(s)			n of Incident:			Precinct:		S.O.L	_	
Wed, 03/21/2012 9:20 PM			68th Street and ecinct stationho	Ogden Avenue; ouse		44		09/2	21/20	13
Date/Time CV Reported		CV Rep	oorted At:	How CV Reported	l: D	Date/Time R	eceive	ed at CCRB		
Mon, 03/26/2012 1:08 PM		CCRB		On-line website	N	Mon, 03/26/2	2012	1:08 PM		
Complainant/Victim	Type		Home Addre	ess						
1.	Reportin Witness	g Non-								
2.	Comp/V	ictim								
3.	Victim									
Subject Officer(s)	Shield		TaxID	Command						
	1.40.40									
5. POM Rafael Morales	14062			044 PCT						
Witness Officer(s)	Shield N	lo	Tax No	Cmd Name						
Officer(s)	Allegatio	on				Invest	tigato	r Recomn	nend	ation
										1
G . POM Rafael Morales	Other: Po			to prepare a memo	book	G.O	ther N	Misconduct	-	

Case Summary

(Encl. 3A-D). Ms. did not witness the incident. On April 30, 2012, Mr. called IAB and filed a complaint in regards to the same incident, which was subsequently forwarded to the CCRB on May 10, 2012, via IAB log # 12-23556 (Encl. 5E).
At approximately 9:20 p.m. on March 21, 2012, Mr. and his friend were arrested at West 168th Street and Ogden Avenue in the Bronx. The following allegations resulted:
 Allegation G – Other Misconduct – PO Rafael Morales failed to prepare a memo book entry as required. PO and PO Morales failed to prepare memo book entries in regards to this incident as required by Patrol Guide procedure 212-08. It is therefore recommended that PO Rafael Morales and PO be cited for Other Misconduct.
Results of Investigation
Complainant/Victim:
•
Statement to Medical Provider
CCRB Testimony On May 1, 2012, was interviewed at the CCRB (Encl. 5F-L). His statement was largely Page 2 CCRB Case # 201203839

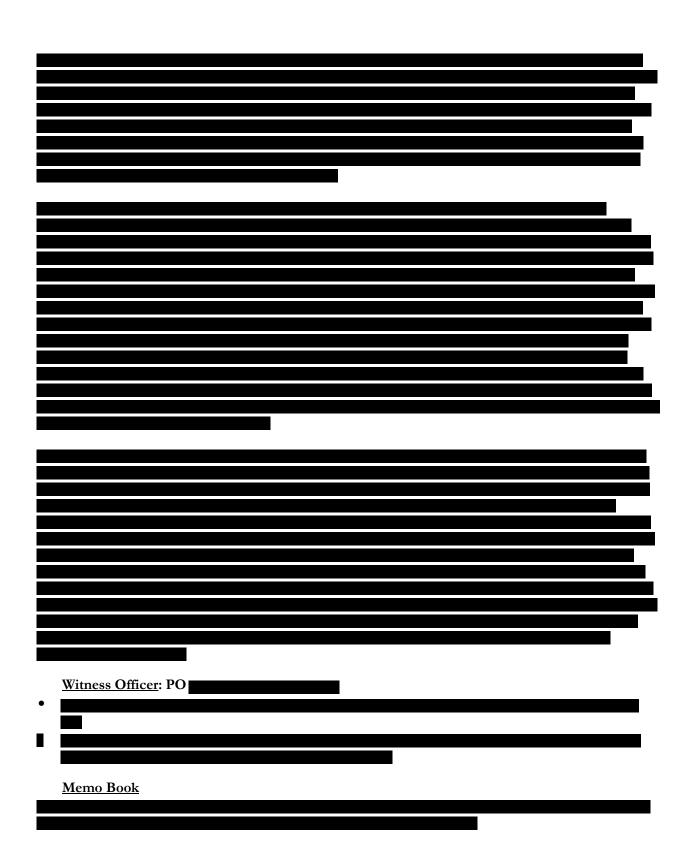
consistent with his telephone statement, provided on April 16, 2012 (Encl. 5D), and his IAB complaint, filed on April 30, 2012 (Encl. 5E). At approximately 9:00 p.m. on March 21, 2012, Mr. and his friend left Mr. house at West 168th Street and Nelson Avenue, in the Bronx. They walked to West 168th Street and Ogden Avenue, where they observed a fight, involving approximately 10 individuals. Mr. did not recognize any of participants and denied having been involved in the fight in any way. Mr. and Mr. proceeded to enter a deli at the intersection, where they ordered food and watched a sports game on TV.
About ten minutes after entering the deli, Mr. observed a large crowd of people running past the deli. About two minutes later, a marked police car pulled up in front of the deli. Mr. saw an officer, identified via the investigation as Lt. whom he described as
marked car. Lt. walked to the door of the deli and began looking around. About three minutes later, an unidentified officer, who Mr. described as entered the deli as well. The investigation was unable to identify this officer. The officer approached Mr. and Mr. and asked them to step outside, which they did. When they exited the store, another marked police car dove up. Two female civilians, identified via the investigation as and marked police car dove up. Two female civilians, identified via the investigation as and marked police car and a group of officers quickly approached them. The officer told Mr. and a group of officer quickly approached them. The officer told Mr. arm, twisted it behind his back, and handcuffed him. Mr. did not resist the officer stackled Mr. arm, twisted it behind his began "tussling" with an unidentified officer and the rest of the officers tackled Mr. to the ground and handcuffed him. Mr. acknowledged that Mr. was "resisting" the officers' attempt to arrest him.
Mr. was placed in the back of a marked police car by an unidentified plainclothes officer, whom he described as The investigation was unable to identify this officer. Mr. attempted to dispute his arrest with the officer, but the officer merely replied, "Get in the car." In his telephone statement Mr. alleged that the officer told him to "shut the fuck up" at the scene of his arrest but made no such allegation in his sworn statement. Two unidentified uniformed officers, whom Mr. described as and drove Mr. to the 44th Precinct stationhouse. Mr. argued with the officers and one of the two officers, Mr. was not sure which one, told him to "shut the fuck up."
The officers parked the marked car at the rear of the 44th Precinct stationhouse. When Mr. exited, the officer and the officer and the officer were waiting at the rear entrance to the stationhouse. Mr. repeated his protests, stating that he hadn't done anything. The officer told him to "shut the fuck up." When Mr. began walking up the steps that led to the rear entrance of the stationhouse, the officer stuck his foot in front of Mr. regained his balance and continued walking up the stairs, the officer stuck his foot out again and again Mr. tripped over it. This time Mr. fell to the ground, striking his face on the stairs. When Mr. turned over his body onto his back to face the officers, the officer reached down and wrapped one hand around the front of Mr. throat. He had his hand around Mr. throat for approximately five to ten seconds. Mr. began to feel light-headed and short of breath but did not pass out. After the officer grabbed Mr. biceps and picked him up. Page 3

The stationhouse. Inside the stationhouse, the officers began "dragging" Mr. by his arms, with one officer on either side. Mr. saw Mr. in front of the main desk. As the officers took him past Mr. Mr. asked him if he was alright, and Mr. responded that he was okay. The officer and the officer and the officers intentionally pushed Mr. into the walls of the hallway approximately five to seven times, hitting him in the head and shoulders.
Mr. was taken to a holding cell in the rear of the stationhouse. There, the officer and the officer pushed Mr. into the bars, hitting his left temple. The him, causing Mr. to fall on the floor. Mr. then felt approximately three times kicks in the back and stomach. The kicks came one at a time, and seemed to be coming from different people each time. Mr. stated that the officer who transported him to the stationhouse were in the cell with him at this time. Mr. then heard of the officers say, "nigger." In his telephone statement Mr. stated that the officer made this utterance but in his sworn statement he stated that he did not know which of the officers said this.
Mr. suffered bruises to his face and shoulder, and pain in his wrist and back. The officers who took Mr. to central booking asked him if he wanted to go to the hospital, but Mr. refused to go. Mr. stated that on March 22, 2012, went to Lincoln Medical Center. It was determined via the investigation that he went to Lincoln Medical Center on March 24, 2012, not March 22, 2012.
Notice of Claim
Arrest Photograph
<u>Victim</u> :
CCRB Testimony Mr. called the CCRB on July 17, 2012, in response to previous attempts to contact him and provided the following telephone statement (Encl. A). Mr. and Mr. went to store located at West 168th Street and Ogden Avenue to buy bread for Mr. mother. Approximately 15 to 20 minutes after they entered the store, an unidentified plainclothes officer, described by Mr. as entered the store and told them to exit. The investigation was unable to identify this officer. As soon as Mr. and Mr. exited the store, two Hispanic females, identified via the investigation as and marked car at the scene, began pointing at Mr. and

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Mr. was transported into the stationhouse through the front door. While he was at the desk, he heard and then saw a screaming Mr. being brought in via the back door to the stationhouse by an unidentified officer, whom he described as
Attempts to Contact Civilians
NYPD Statement(s):
Subject Officer: LT.
Memo Book
CCPP Testimony
CCRB Testimony

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Arrest Reports Complaint Reports	
CCRB Testimony	
Subject Officer: PO	
Memo Book	
Memo Book	
CCRB Testimony	
	J

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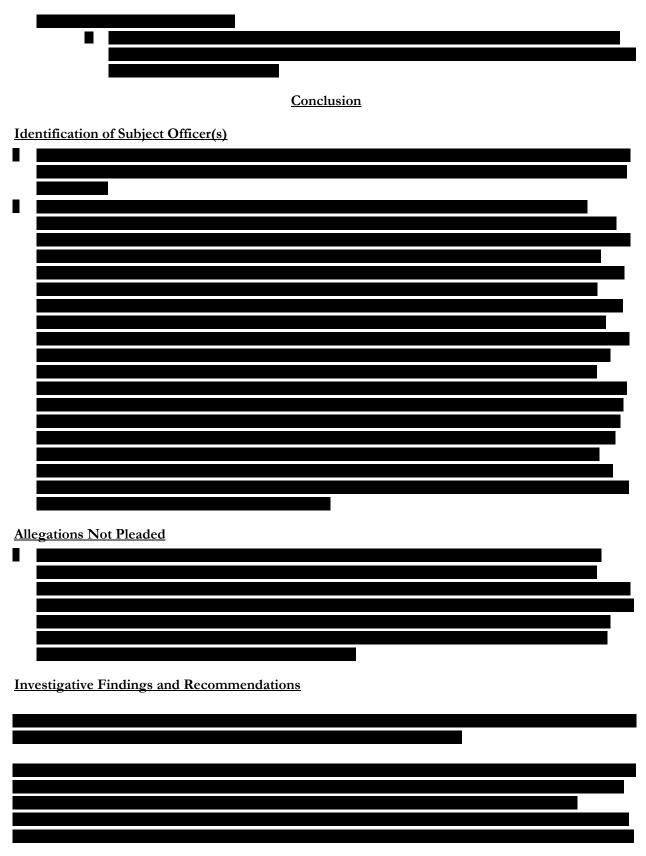
Subject Officer: PO RAFAEL MORALES
• PO Morales worked from 5:30 p.m. on March 21, 2012, to 2:05 a.m. on March 22, 2012. He was in plainclothes and assigned to a 44th Precinct anti-crime team with PO and and Sgt. in unmarked vehicle #652, a tan or beige Ford Fusion.
Memo Book PO Morales had no memo book entries regarding this incident (Encl. 7BB-CC).
On March 8, 2013, PO Morales was interviewed at the CCRB (Encl. 7DD-FF). PO Morales' statement was generally consistent with that of PO arrived at the scene, they were asked by Sgt. It to stop the two males who had walked into the bodega. PO Morales entered the bodega and asked the two males identified by Sgt. In and Mr. In and
Witness Officer: PO

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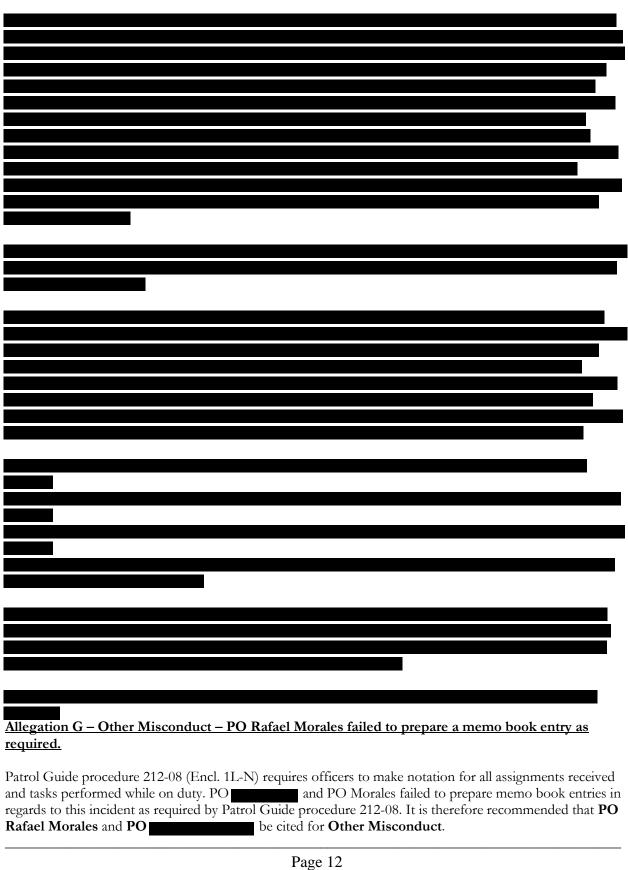
Memo Book
CCRB Testimony
Medical Records
NYPD Document(s)
SPRINT # W14900 and Corresponding 911 and Radio Recordings

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Command Log	
Roll Call	
mmons/Arrest for Incident and Disposition	
atus of Civil Proceedings	
vilian(s) Criminal History	
vilian(s) CCRB History	
abject Officer(s) CCRB History	
PO Morales has been a member of the service for 5 years and allegations against him (Encl. 2C).	I there are no substantiated CCRB
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Team: 5			
Investigato	r: Signature	Print	<u>April 15, 2013</u> Date
Supervisor	Title/Signature	Print	Date
Reviewer:	Title/Signature	Print	Date
Reviewer: _	Title/Signature	Print	Date